

1 *Parties and counsel listed on signature pages*

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8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN FRANCISCO DIVISION

11 IN RE: SOCIAL MEDIA ADOLESCENT
12 ADDICTION/PERSONAL INJURY
13 PRODUCTS LIABILITY LITIGATION

Case No. 4:22-MD-03047
MDL No. 3047

14 **NOTICE OF CONDITIONAL CROSS-
15 APPEAL (PENDENT JURISDICTION)**

16 _____
17 This Document Relates to:

18 ALL ACTIONS
19
20
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22 PLEASE TAKE NOTICE THAT the Personal Injury Plaintiffs and School District/Local
23 Government Entity Plaintiffs (collectively, “Plaintiffs”) notice this conditional cross-appeal. *See*
24 Fed. R. App. 4.

25 Plaintiffs respectfully note that they do not believe the Court of Appeals has jurisdiction
26 at this time. *See* 28 U.S.C. § 1291.

27 Should the Court of Appeals determine that jurisdiction over Defendants’ appeal is
28 proper, however, Plaintiffs cross-appeal so that the Court may consider all issues presented in the
District Court’s relevant orders. In particular, Plaintiffs conditionally cross-appeal from (1) the
District Court’s October 15, 2024 Order Granting in Part and Denying in Part Defendants’
Motion to Dismiss the Personal Injury Plaintiffs’ Consumer Protection Claims (ECF No. 1214);
and (2) the District Court’s October 24, 2024 Order Granting in Part and Denying in Part
Defendants’ Motion to Dismiss the School District and Local Government Entities’ Master

1 Complaint (ECF No. 1267), insofar as these Orders granted in part Defendants' motions to
2 dismiss and held that certain of Plaintiffs' allegations are barred by Section 230 of the
3 Communications Decency Act, 47 U.S.C. § 230.

4 DATED: November 27, 2024

By: /s/ Lexi J. Hazam

5 LEXI J. HAZAM
6 **LIEFF CABRASER HEIMANN &**
7 **BERNSTEIN, LLP**
8 275 BATTERY STREET, 29TH FLOOR
9 SAN FRANCISCO, CA 94111-3339
10 Telephone: 415-956-1000
11 lhazam@lchb.com

12 PREVIN WARREN
13 **MOTLEY RICE LLC**
14 401 9th Street NW Suite 630
15 Washington DC 20004
16 Telephone: 202-386-9610
17 pwarren@motleyrice.com

18 Co-Lead Counsel

19 CHRISTOPHER A. SEEGER
20 **SEEGER WEISS, LLP**
21 55 CHALLENGER ROAD, 6TH FLOOR
22 RIDGEFIELD PARK, NJ 07660
23 Telephone: 973-639-9100
24 cseeger@seegerweiss.com

25 Counsel to Co-Lead Counsel

26 JENNIE LEE ANDERSON
27 **ANDRUS ANDERSON, LLP**
28 155 MONTGOMERY STREET, SUITE 900
SAN FRANCISCO, CA 94104
Telephone: 415-986-1400
jennie@andrusanderson.com

Liaison Counsel

EMILY C. JEFFCOTT
MORGAN & MORGAN
633 WEST FIFTH STREET, SUITE 2652
LOS ANGELES, CA 90071
Telephone: 213-787-8590
ejeffcott@forthepeople.com

1 JOSEPH VANZANDT
2 **BEASLEY ALLEN**
3 234 COMMERCE STREET
4 MONTGOMERY, LA 36103
5 Telephone: 334-269-2343
6 joseph.vanzandt@beasleyallen.com

7 Federal/State Liaisons

8 MATTHEW BERGMAN
9 GLENN DRAPER
10 **SOCIAL MEDIA VICTIMS LAW CENTER**
11 821 SECOND AVENUE, SUITE 2100
12 SEATTLE, WA 98104
13 Telephone: 206-741-4862
14 matt@socialmediavictims.org
15 glenn@socialmediavictims.org

16 JAMES J. BILSBORROW
17 **WEITZ & LUXENBERG, PC**
18 700 BROADWAY
19 NEW YORK, NY 10003
20 Telephone: 212-558-5500
21 jbilborrow@weitzlux.com

22 JAYNE CONROY
23 **SIMMONS HANLY CONROY, LLC**
24 112 MADISON AVE, 7TH FLOOR
25 NEW YORK, NY 10016
26 Telephone: 917-882-5522
27 jconroy@simmonsfirm.com

28 ANDRE MURA
29 **GIBBS LAW GROUP, LLP**
30 1111 BROADWAY, SUITE 2100
31 OAKLAND, CA 94607
32 Telephone: 510-350-9717
33 amm@classlawgroup.com

34 ALEXANDRA WALSH
35 **WALSH LAW**
36 1050 Connecticut Ave, NW, Suite 500
37 Washington D.C. 20036
38 Telephone: 202-780-3014
39 awalsh@alexwalshlaw.com

1 MICHAEL M. WEINKOWITZ
2 **LEVIN SEDRAN & BERMAN, LLP**
3 510 WALNUT STREET
4 SUITE 500
5 PHILADELPHIA, PA 19106
6 Telephone: 215-592-1500
7 mweinkowitz@lfsbalw.com

8 Plaintiffs' Steering Committee Leadership

9 RON AUSTIN
10 **RON AUSTIN LAW**
11 400 MANHATTAN BLVD.
12 HARVEY, LA 70058
13 Telephone: 504-227-8100
14 raustin@ronaustinlaw.com

15 PAIGE BOLDT
16 **WALSH LAW**
17 4 Dominion Drive, Bldg. 3, Suite 100
18 San Antonio, TX 78257
19 Telephone: 210-448-0500
20 PBoldt@alexwalshlaw.com

21 THOMAS P. CARTMELL
22 **WAGSTAFF & CARTMELL LLP**
23 4740 Grand Avenue, Suite 300
24 Kansas City, MO 64112
25 Telephone: 816-701-1100
26 tcartmell@wcllp.com

27 SARAH EMERY
28 **HENDY JOHNSON VAUGHN EMERY PSC**
600 WEST MAIN STREET, SUITE 100
LOUISVILLE, KT 40202
Telephone: 859-600-6725
semery@justicestartshere.com

CARRIE GOLDBERG
C.A. GOLDBERG, PLLC
16 Court St.
Brooklyn, NY 11241
Telephone: 646-666-8908
carrie@cagoldberglaw.com

RONALD E. JOHNSON, JR.
HENDY JOHNSON VAUGHN EMERY PSC
600 WEST MAIN STREET, SUITE 100

LOUISVILLE, KY 40202
Telephone: 859-578-4444
rjohnson@justicestartshere.com

SIN-TING MARY LIU
**AYLSTOCK WITKIN KREIS &
OVERHOLTZ, PLLC**
17 EAST MAIN STREET, SUITE 200
PENSACOLA, FL 32502
Telephone: 510-698-9566
mliu@awkolaw.com

JAMES MARSH
MARSH LAW FIRM PLLC
31 HUDSON YARDS, 11TH FLOOR
NEW YORK, NY 10001-2170
Telephone: 212-372-3030
jamesmarsh@marshlaw.com

JOSEPH E. MELTER
**KESSLER TOPAZ MELTZER & CHECK
LLP**
280 KING OF PRUSSIA ROAD
RADNOR, PA 19087
Telephone: 610-667-7706
jmeltzer@ktmc.com

HILLARY NAPPI
HACH & ROSE LLP
112 Madison Avenue, 10th Floor
New York, New York 10016
Telephone: 212-213-8311
hnappi@hrsclaw.com

EMMIE PAULOS
LEVIN PAPANTONIO RAFFERTY
316 SOUTH BAYLEN STREET, SUITE 600
PENSACOLA, FL 32502
Telephone: 850-435-7107
epaulos@levinlaw.com

RUTH THI RIZKALLA
THE CARLSON LAW FIRM, PC
1500 ROSECRANS AVE., STE. 500
MANHATTAN BEACH, CA 90266
Telephone: 415-308-1915
rrizkalla@carlsonattorneys.com

1 ROLAND TELLIS
2 DAVID FERNANDES
3 **BARON & BUDD, P.C.**
4 15910 Ventura Boulevard, Suite 1600
5 Encino, CA 91436
6 Telephone: 818-839-2333
7 rtellis@baronbudd.com
8 dfernandes@baronbudd.com

6 MELISSA YEATES
7 **KESSLER TOPAZ MELTZER & CHECK**
8 **LLP**
9 280 KING OF PRUSSIA ROAD
10 RADNOR, PA 19087
11 Telephone: 610-667-7706
12 myeates@ktmc.com

11 DIANDRA "FU" DEBROSSE ZIMMERMANN
12 **DICELLO LEVITT**
13 505 20th St North
14 Suite 1500
15 Birmingham, Alabama 35203
16 Telephone: 205-855-5700
17 fu@dicellolevitt.com

15 Plaintiffs' Steering Committee Membership

16 *Attorneys for Personal Injury and State and*
17 *Local Government Entity Plaintiffs*

REPRESENTATION STATEMENT

Pursuant to Federal Rule of Appellate Procedure 12 and Ninth Circuit Rule 3-2, Plaintiffs hereby attach as Exhibit A to this Notice of Cross-Appeal a list of “all parties to the action along with the names, addresses and telephone numbers of their respective counsel, if known,” 9th Cir. R. 3-2(b).

DATED: November 27, 2024

By: /s/ Lexi J. Hazam

LEXI J. HAZAM
**LIEFF CABRASER HEIMANN &
BERNSTEIN, LLP**
275 BATTERY STREET, 29TH FLOOR
SAN FRANCISCO, CA 94111-3339
Telephone: 415-956-1000
lhazam@lchb.com

PREVIN WARREN
MOTLEY RICE LLC
401 9th Street NW Suite 630
Washington DC 20004
Telephone: 202-386-9610
pwarren@motleyrice.com

Co-Lead Counsel

*Attorneys for Personal Injury and State and
Local Government Entity Plaintiffs*